

1 SCOTT N. SCHOOLS, SC SBN 9990  
 2 United States Attorney  
 2 JOANN M. SWANSON, CSBN 88143  
 Assistant United States Attorney  
 3 Chief, Civil Division  
 ILA C. DEISS, NY SBN 3052909  
 4 Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055  
 San Francisco, California 94102  
 6 Telephone: (415) 436-7124  
 FAX: (415) 436-7169

7 Attorneys for Defendants

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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

12 NISHAT KOUSAR, )  
 13 Plaintiff, ) No. C 07-5221 EDL  
 14 v. )  
 15 ROBERT MUELLER, III, Director, )  
 Federal Bureau of Investigations; )  
 16 GREGORY CHRISTIAN, Acting Director, )  
 Nebraska Service Center, USCIS; )  
 17 EMILIO GONZALES, Director, U.S. )  
 Citizenship and Immigration Services (USCIS); )  
 18 MICHAEL CHERTOFF, Secretary, )  
 Department of Homeland Security; )  
 19 PAUL CLEMENT, Acting Attorney General, )  
 Department of Justice; )  
 20 TERRY RICE, San Francisco Field Office )  
 Director, USCIS; )  
 21 Defendants. )  
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23 Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute  
 24 Resolution Procedures in the Northern District of California," or the specified portions of the ADR  
 25 Unit's Internet site <[www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov)>, discussed the available dispute resolution  
 26 options provided by the court and private entities, and considered whether this case might benefit  
 27 from any of them.

28 Here, the parties agree that referral to a formal ADR process will not be beneficial because this  
 Parties' Request to be Exempt from ADR Process

1 mandamus action is limited to plaintiff's request that this Court compel defendants to adjudicate  
2 her application for adjustment of status. Given the substance of the action and the lack of any  
3 potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax  
4 court resources.

5 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the  
6 ADR Multi-Option Program and that they be excused from participating in the ADR phone  
7 conference and any further formal ADR process.

8 Dated: December 28, 2007

Respectfully submitted,

9 SCOTT N. SCHOOLS  
10 United States Attorney

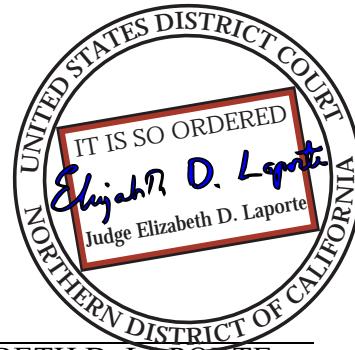
11 /s/  
12 ILA C. DEISS  
13 Assistant United States Attorney  
14 Attorney for Defendants

15 Dated: December 31, 2007

16 /s/  
17 BEN LOVEMAN  
18 Attorney for Plaintiff

19 ORDER

20 Pursuant to stipulation, IT IS SO ORDERED.



21 Date: January 14, 2008

22 ELIZABETH D. LAPORTE  
23 United States Magistrate Judge